

1 EDMUND G. BROWN JR.
Attorney General of California
2 GLORIA A. BARRIOS
Supervising Deputy Attorney General
3 LANGSTON M. EDWARDS
Deputy Attorney General
4 State Bar No. 237926
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 620-6343
6 Facsimile: (213) 897-2804
Attorneys for Complainant

7
8 **BEFORE THE**
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. *2011-141*

11 **PAULA FRITZ URSCHEL**
12 **P.O. Box 3433**
Santa Barbara, CA 93130
13 **Registered Nurse License No. 225482**

A C C U S A T I O N

14 Respondent.

15
16
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),
21 Department of Consumer Affairs.

22 2. On or about July 31, 1972, the Board issued Registered Nurse License Number
23 225482 to Paula Fritz Urschel ("Respondent"). The registered nurse license was in full force and
24 effect at all times relevant to the charges brought herein and will expire on September 30, 2011,
25 unless renewed.

26 //

27 //

28 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

3
4

6

7
8
9
0

11

12
13
14
15
16
17
18
19
20

21
22
23

24
25
26
27

28

1
2 **FIRST CAUSE FOR DISCIPLINE**

3 **(Conviction of Substantially Related Crime)**

4 11. Respondent is subject to discipline pursuant to Code section 2761, subdivision (f), in
5 that Respondent was convicted of a crime substantially related to the qualifications, functions or
6 duties of a registered nurse.

7 a. On or about January 20, 2009, Respondent was charged with multiple criminal
8 counts pursuant to arrest, including Pen. Code section 245(a)(1)[assault with personal use of a
9 deadly weapon], Pen. Code section 243(d)[battery with serious bodily injury], Veh. Code section
10 23152(a)[driving under the influence of alcohol] and Veh. Code section 23152(b)[driving while
11 having .08% or higher blood alcohol concentration]. It was further alleged that Respondent had a
12 blood alcohol content of .15% at the time of her arrest while operating a vehicle. On or about
13 June 11, 2009, after pleading nolo contendere Respondent was convicted of one misdemeanor
14 count of violating Veh. Code section 23152(b) [driving with blood alcohol concentration of .08%
15 or more] in the criminal proceeding entitled *The People of the State of California v. Paula Fritz*
16 *Urschel* (Super. Ct. County of Santa Barbara, 2009, No. 1293289). Respondent was sentenced to
17 7 days of jail and 3 years of probation, with terms and conditions. Respondent was also ordered to
18 complete a three-month First Offender alcohol and drug counseling program. Respondent was
19 ordered to pay \$1,745.00 in fines, fees and restitution.

20 b. The underlying circumstances occurred on or around January 17, 2009 when
21 Santa Barbara County Deputies were dispatched to Respondent's home and were informed that
22 Respondent had recently attacked her daughter using a large metal flashlight. When deputies
23 arrived at the scene, Respondent's daughter was covered in blood, had a chipped tooth,
24 lacerations on her face, head and other parts of her person and bits of hair missing. While the
25 sheriffs were speaking with Respondent's daughter, Respondent got into her car and attempted to
26 drive away, nearly striking a deputy with her vehicle before being ordered to stop at gun point.
27 When the deputies contacted the Respondent, they observed that Respondent had "trouble

1 following directions" and "smelled of alcohol." Respondent provided a breath test, the results of
2 which demonstrated a blood alcohol concentration of .12%.

3
4 **SECOND CAUSE FOR DISCIPLINE**

5 **(Conviction Involving Alcohol)**

6 12. Respondent is subject to discipline pursuant to Code section 2762, subdivision (c), in
7 that on or about June 11, 2009, Respondent was convicted of a crime involving the consumption
8 of alcohol. Complainant refers to, and by this reference incorporates, the allegations set forth
9 above in paragraph 11 and all subparagraphs, as though set forth fully herein.

10
11 **THIRD CAUSE FOR DISCIPLINE**

12 **(Use Alcohol to an Extent or in a Manner Dangerous or Injurious)**

13 13. Respondent is subject to discipline pursuant to Code section 2762, subdivision (b), in
14 that on or about June 11, 2009, Respondent used and/or was under the influence of alcohol in a
15 manner dangerous or injurious to herself, any other person, or the public. Complainant refers to,
16 and by this reference incorporates, the allegations set forth above in paragraph 11 and all
17 subparagraphs, as though set forth fully herein.

18
19 **FOURTH CAUSE FOR DISCIPLINE**

20 **(Unprofessional Conduct)**

21 14. Respondent is subject to disciplinary action under section 2761, subdivision (a) for
22 unprofessional conduct in that on or about January 17, 2009, Respondent was arrested of a
23 criminal offense involving consumption of alcohol. Complainant refers to, and by this reference
24 incorporates, the allegations set forth above in paragraph 11 and all subparagraphs, as though set
25 forth fully herein.

26 //

27 //

28 //

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

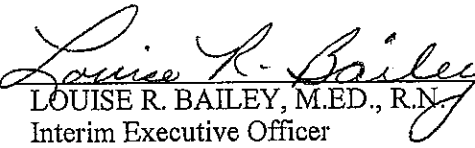
1. Revoking or suspending Registered Nurse License Number 225482, issued to Paula Fritz Urschel;

2. Ordering Paula Fritz Urschel to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

3. Taking such other and further action as deemed necessary and proper.

DATED: _____

8/18/10


LOUISE R. BAILEY, M.ED., R.N.
Interim Executive Officer
Board of Registered Nursing
State of California
Complainant

LA2010502440
50714369.docx